

**PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Richards, Dan et al.
U.S. APPLICATION NO.: 10/522,627
FILING DATE: 01/31/2005
CONFIRMATION NO.: 1876
EXAMINER: Golightly, Eric Wayne
ART UNIT: 1792
ATTORNEY DOCKET NO.: CEDA001
TITLE: APPARATUS AND METHOD FOR CLEANING
A COKER OR OTHER VESSEL

Via EFS-Web
Commissioner for Patents

REQUEST UNDER MPEP § 710.06 to RESET REPLY PERIOD

This is in response to the Office Action mailed December 22, 2008 in the above identified application.

The citation of a reference in the Official Action mailed December 22, 2008 is repetitively incorrect and such citation affects Applicant's ability to reply to the Office Action. This error is brought to the attention of the Office within the period for reply set in the Office action but more than 1 month after the date of the Office action. Applicant requests that the Office set a new period for reply. As per MPEP § 710.06 the period for reply should be substantially equal to the time remaining in the reply period (believed to be two months in this case) and should run from the date the error is corrected. See MPEP § 707.05(g) for the manner of correcting the record where there has been an erroneous citation.

The incorrect citations in the Official Action appear beginning at section 10 (page 5) and continue through section 13 (page 10) in the Official Action mailed December 22, 2008. More specifically, "Lumbroso. (US 4,799,554)" is

cited followed by repeated citations of "Lumbroso", whilst US Patent No. 4,799,554 is not actually to Lumbroso et al. So it is unclear whether Lumbroso or US Pat. No. 4,799,554 is initially being cited and in the subsequent listings of "Lumbroso" it is unclear whether it is actually intended to refer back to Lumbroso or to US Pat. No. 4,799,554. The repetitive nature of this incorrect citation leads to considerable ambiguity, conjecture and speculation as to the nature and specificity of the rejection.

Applicant respectfully requests that the Office set a new period for reply.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Mark Oathout', written over a horizontal line.

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